

**ENROLLED BILL**

-- *Judicial Proceedings/Environmental Matters* --

Introduced by **Cecil County Senators**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this  
\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_ M.

\_\_\_\_\_  
President.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Courts and Judicial Proceedings - Cecil County - Salary of the Sheriff**

3 FOR the purpose of increasing the annual salary of the Sheriff of Cecil County,  
4 beginning with a certain calendar year; providing that this Act does not apply to  
5 the salary or compensation of the incumbent Sheriff of Cecil County; ~~providing~~  
6 ~~for the effective date of certain provisions of this Act;~~ and generally relating to  
7 the salary of the Sheriff of Cecil County.

8 BY repealing and reenacting, with amendments,  
9 Article - Courts and Judicial Proceedings  
10 Section 2-309(i)  
11 Annotated Code of Maryland  
12 (2002 Replacement Volume and 2004 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
14 MARYLAND, That the Laws of Maryland read as follows:

1 **Article - Courts and Judicial Proceedings**

2 2-309.

3 (i) (1) (i) The Sheriff of Cecil County shall receive an annual salary of:

4 1. [\$47,000] \$64,000 for calendar year [2002] 2007;

5 2. [\$50,000] \$66,500 for calendar year [2003] 2008;

6 3. [\$51,500] \$69,000 for calendar year [2004] 2009; AND

7 4. [\$53,000] \$71,500 for calendar year [2005; and

8 5. \$54,000 for calendar year 2006] 2010 and for each

9 subsequent year.

10 (ii) In addition, the Sheriff shall receive the benefits and  
11 reimbursements for reasonable expenses in the performance of duties as provided in  
12 the Cecil County budget or by law, including, where appropriate:13 1. Reimbursements under the Standard State Travel  
14 Regulations; and15 2. Participation in the health care plan that is negotiated for  
16 county employees.17 (iii) 1. The Sheriff shall appoint a chief deputy sheriff, a  
18 community adult rehabilitation center administrator, a detention center director, a  
19 detention center deputy director, a law enforcement director, law enforcement  
20 personnel, and a personal secretary to the Sheriff.21 2. The Sheriff may remove the chief deputy sheriff,  
22 community adult rehabilitation center administrator, detention center director,  
23 detention center deputy director, law enforcement director, and personal secretary to  
24 the Sheriff at any time whether or not for cause.25 (iv) The Sheriff shall appoint full-time or part-time employees, as  
26 provided in the county budget, to perform the duties of the Sheriff's department.  
27 These employees shall include:

28 1. Deputy sheriffs to perform law enforcement functions;

29 2. Deputy sheriffs to perform correctional functions;

30 3. Clerical and other civilian employees;

31 4. A director of the detention center; and

32 5. A community adult rehabilitation center administrator.

1 (v) Except for the chief deputy sheriff, each employee of the  
2 Sheriff's department shall serve a probationary period of 12 months. The Sheriff may  
3 extend the probationary period for cause.

4 (vi) During the probationary period of an employee in the Sheriff's  
5 department:

6 1. The employee shall satisfactorily complete any  
7 certification or training program specified by the Sheriff; and

8 2. The determination of an employee's qualifications and  
9 ability to serve in the position of a permanent nonprobationary employee shall be  
10 within the sole discretion of the Sheriff.

11 (vii) Except for the chief deputy sheriff, community adult  
12 rehabilitation center administrator, detention center director, detention center deputy  
13 director, law enforcement director, law enforcement personnel, and personal secretary  
14 to the Sheriff, all employees of the Sheriff's department:

15 1. Shall be governed by the rank, salary, and benefit  
16 structures of the Cecil County personnel policy; and

17 2. Except as provided in subparagraph (viii) of this  
18 paragraph, upon completion of the probationary period, shall be subject to the Cecil  
19 County personnel regulations and policies in all matters.

20 (viii) Law enforcement officers and correctional officers of the  
21 Sheriff's department may be terminated only for just cause.

22 (ix) Nothing in this subsection shall affect the rights and  
23 protections accorded an employee under any other provision of law.

24 (2) The County Commissioners shall pay the cost of all necessary  
25 expenses incurred by the Sheriff and his staff.

26 (3) The Sheriff of Cecil County shall have the authority to formulate and  
27 administer a plan that includes the method of supervision to use inmates the Sheriff  
28 deems eligible and selects to perform, under the supervision of State, county, or  
29 municipal employees, tasks the Sheriff assigns within the county or any incorporated  
30 municipality within the county.

31 SECTION 2. AND BE IT FURTHER ENACTED, That, pursuant to Article III,  
32 § 35 of the Maryland Constitution, this Act may not be construed to extend or apply to  
33 the salary or compensation of the Sheriff of Cecil County in office on the effective date  
34 of this Act, but the provisions of this Act concerning the salary or compensation of the  
35 Sheriff of Cecil County shall take effect at the beginning of the next following term of  
36 office.

37 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take  
38 effect October 1, 2005.

